

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Establishment – Rural Water Supply Engineering Services – Sri S.Bhaskara Rao, Assistant Executive Engineer of Zone-VI – Request for up-gradation of services to the post of Assistant Executive Engineer on par with similar persons – Benefit extended - Relaxation of rule 33 (a) of A.P. State and Sub-ordinate Service Rules, 1996 – Relaxed – Orders – issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (ESTT.III) DEPARTMENT

G.O.Rt.No. 1056

Dated:21.07.2009.
Read the following:-

1. From the Engineer-in-Chief, Panchayat Raj, Hyderabad, Letter No.SO-VI(1)/24923/02, dt.22.09.2006
2. Govt. Memo.No.18812/ESTT.III/A2/2006-3, dt.01.03.2007.
3. From the APAT., orders in O.A.No.5774/2007, dated:10.04.2008.
4. Representation from Sri S.Bhaskar Rao, Assistant Executive Engineer, RWS Circle, Hyderabad, dt.17.04.2008.
5. From the Engineer-in-Chief, PR., letter No.SO-VI/1/17176/98, dated:23.04.2008.
6. Govt. MEMO. No.23973/ ESTT.III / A2 / 2007-3, dated:16.07.2008.
7. From the Engineer-in-Chief, Panchayat Raj, Hyderabad, Letter No.SO-VI(2)/24923/02, dt.07.08.2008.

ORDER:-

In the reference 1st read above, the Engineer-in-Chief, Panchayat Raj, Hyderabad, among the others, has stated that Sri S.Bhaskara Rao, Assistant Executive Engineer represented to up-grade his services to the post of Assistant Executive Engineer with effect from 27.03.1992 ie., the next date of his joining as Assistant Engineer in PRED., without weightage, on par with Sri Ch. Sudhakar and Sri K.Srinivasa Rao, who were similarly absorbed in PRED., from Ground Water Department and as per the amended provisions contained in G.O.Ms.No.662, PR & RD Dept., dt.24.11.1987. Hence, the Engineer-in-Chief, Panchayat Raj, has requested the Government to issue necessary orders on the request of Sri S.Bhaskara Rao, Assistant Executive Engineer of Zone-VI.

2. In the reference 2nd read above, Government have rejected the request of Sri S.Bhaskara Rao, Assistant Executive Engineer, O/o. Superintendent Engineer (RWS), Hyderabad for up-gradation of services to the post of Assistant Executive Engineer from the next date of appointment by transfer into the Department on par with Sri Ch. Sudhakar and Sri K.Srinivasa Rao, since it is not feasible of compliance in view of the orders of the Tribunal in its judgement dt.07.10.2005 in O.A.No.8350/1998. Aggrieved by the orders of Government, the incumbent Sri S. Bhaskara Rao, Assistant Executive Engineer of Zone-VI has approached the Hon'ble A.P. Administrative Tribunal, Hyderabad in O.A.No.5774/2007.

3. In the reference 3rd read above, the Hon'ble A.P. Administrative Tribunal, Hyderabad, while setting aside the Govt. Memo. 2nd read above, remanded the matter to Government to once again examine the same and to extend the benefit which was extended to the similarly placed persons as the applicant is not seeking weightage which has been struck down in the orders passed in O.A.No.8350/98, dt.07.10.2005 and also directed to complete the above exercise

within a period of eight weeks from the date of receipt of this order and pass appropriate orders.

4. In the reference 4th and 5th read above, the incumbent Sri S.Bhaskara Rao, Assistant Executive Engineer of Zone-VI and the Engineer-in-Chief, Panchayat Raj, Hyderabad have requested to consider the case; keeping in view the judgement of Hon'ble Tribunal and to issue necessary orders in the matter.

5. Government have examined the matter; keeping in view the Special Rules exist, A.P. State and Sub-ordinate Services Rules, orders of A.P. Administrative Tribunal, Hyderabad and reports of Engineer-in-Chief, Panchayat Raj, Hyderabad and observed that the three individuals namely Sri Ch. Sudhakar, Sri K.Srinivasa Rao and Sri S.Bhaskara Rao were appointed as Assistant Engineers in Ground Water Department on 10.07.1981, 04.09.1985 and 26.08.1985 respectively and acquired Graduation qualification during the years 1987 and 1989 respectively. They absorbed in Panchayat Raj Engineering Department with the prior approval of the Government and joined as Assistant Engineers on 02.07.1990, 30.12.1991 and 26.03.1992 and as per the permission accorded by the Government, the services of Sri Ch. Sudhakar and Sri K.Srinivasa Rao, Assistant Engineers were upgraded to the post of Assistant Executive Engineer with effect from 03.07.1990 and 31.12.1991 ie., next date of their joining as Assistant Engineers in PRED., Now, Sri S.Bhaskara Rao, Assistant Executive Engineer is seeking similar benefit, on par with Sri Ch. Sudhakar and Sri K.Srinivasa Rao, who were similarly absorbed in Panchayat Raj Engineering Department from Ground Water Department.

6. Government after careful consideration of the matter, hereby order to extend the benefit of up-gradation of services to the post of Assistant Executive Engineer with effect from 27.03.1992 (ie., the next date of his joining as Assistant Engineer in Panchayat Raj Engineering Department) to Sri S.Bhaskara Rao, Assistant Executive Engineer, O/o. Superintendent Engineer (RWS), Hyderabad on par with Sri Ch. Sudhakar and Sri K.Srinivasa Rao; in relaxation of rule 33 (a) of A.P. State and Sub-ordinate Service Rules, 1996 and subject to finalization of the court cases pending before the Hon'ble High Court and Supreme Court; duly following the procedure of giving notices to the affected persons, if any, in the matter.

7. The Engineer-in-Chief, Rural Water Supply & Sanitation, Hyderabad shall take necessary further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**CHITRA RAMCHANDRAN,
SECRETARY TO GOVERNMENT.**

To

The Engineer-in-Chief, Rural Water Supply & Sanitation, Hyderabad.

The Individual concerned (**Thro: the ENC., RWS&S., Hyderabad.**)

Copy to:

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

The PS to Minister (RWS)

The Government Pleader for PR., A.P. Administrative Tribunal, Hyderabad.

SF/SC

// FORWARDED::BY ORDER //

SECTION OFFICER